

AMENDED
APPLICATION FOR PERMIT

Nº 35422

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....MAY 12 1978
Returned to applicant for correction.....AUG 1 1978
Corrected application filed.....OCT 2 1978
Map filed.....OCT 2 1978 under 35421

The applicant.....Kenneth H. Earp and Doris N. Earp
.....799 Fletcher Lane....., of.....Hayward.....
Street and No. or P.O. Box No. City or Town
.....California 94544....., hereby make..... application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is.....underground.....
Name of stream, lake or other source.
2. The amount of water applied for is.....10 cfs.....second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for.....irrigation.....
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....674.82 acres, more or less
(b) Stockwater (state number and kinds of animals to be watered).....
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SW1/4 SE1/4 of Section 11, T.37N.,
R.25E., M.D.B.&M. or at a point from which the SW corner of said Section 11 bears
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
S 80°10' W 2,968.0'
it should be stated.
6. Place of use.....NE1/4 NE1/4 of Section 15; N1/2 NE1/4 of Section 14; E1/2 E1/2 of Section
Describe by legal subdivision, if on unsurveyed land it should be so stated.
10; E1/2 NW1/4, SW1/4 NE1/4, W1/2 SW1/4, SE1/4 SW1/4, SW1/4 SE1/4, Lot 3 and Lot 4
of Section 11, all in T.37N., R.25E., M.D.B.&M.
7. Use will begin about 1st January.....and end about 31st December....., of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.).....well, pump, motor, ditches, and pipelines
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$50,000.00
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Kenneth H. Earp and Doris N. Earp

By s/Robert N. Caldwell
Robert N. Caldwell (agent)
Compared lp/bl gk/ja 510 Melarkey Street
Winnemucca, Nevada 89445

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before November 27, 1980
- Proof of commencement of work shall be filed before December 27, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before November 27, 1981
- Proof of completion of work shall be filed before December 27, 1981
- Application of water to beneficial use shall be made on or before November 27, 1984
- Proof of the application of water to beneficial use shall be filed on or before December 27, 1984
- Map in support of proof of beneficial use shall be filed on or before December 27, 1984

Commencement of work filed IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 27th day of MAY

Cultural map filed
Certificate No. Issued A.D. 19 80
Recorded Bk. 1988
County Recorder
GANCELLED MAR 1 2 1988

BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Peter L. Morrison
STATE ENGINEER